

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533) (Large Entity)**

Docket No.  
41PR-7349

In Re Application Of: **WHITEHEAD ET AL.**

Serial No.  
09/431,737

Filing Date  
November 11, 1999

Examiner

Group Art Unit  
2772

Invention: **MAN MACHINE INTERFACE FOR POWER MANAGEMENT CONTROL SYSTEMS**

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Box Missing Parts

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on  
December 2, 1999  
Date

Enclosed herewith for filing are the following:

- ☒ A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- ☒ An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- ☐ A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date.
- ☐ An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- ☐ A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- ☒ Other (list):

Petition Rule 47(a) with attachments

06/09/2000 TL0011 00000030 09431737

01 FC:118 1360.00 OP

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☒ Completion of application fees as calculated below:

☒ Utility application filing fee \$760.00

☐ Design application filing fee                     

☒ Total number of independent claims = 2                     

☒ Total number of claims = 11                     

☐ Multiple dependent claims                     

☒ Surcharge for late payment of filing fee and/or late filing of original declaration or oath \$130.00

☐ Petition and fee for filing by other than all the inventors or a person not the invention                     

☐ Fee for processing an application filed with a non-English language specification                     

☐ Fee for processing and retention of application                     

Total completion of application fees \$890.00

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

☐ One month    ☐ Two months    ☐ Three months    ☒ Four months    ☐ Five months

from: December 2, 1999    until: June 2, 2000  
*Date* *Date*

Total time extension fees \$1,360.00

Total fees due \$2,250.00

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**09/431,737**

Filing Date  
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**2772**

Invention: **MAN MACHINE INTERFACE FOR POWER MANAGEMENT CONTROL SYSTEMS**

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Box Missing Parts

The fee of **\$2,250** is to be paid as follows:

- ☒ A check in the amount of the fee is enclosed.
- ☐ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No.  
A duplicate copy of this sheet is enclosed.
- ☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **06-1130**  
A duplicate copy of this sheet is enclosed.

  
Signature

Dated: **June 2, 2000**

**Leonard E. Heymond  
Reg. No. 40,418  
Cantor Colburn LLP  
55 Griffin Road South  
Bloomfield, CT 06002**

I certify that this document and fee is being deposited on 6/2/00 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

  
Signature of Person Mailing Correspondence

**Jessica L. Walsh**

Typed or Printed Name of Person Mailing Correspondence

CC:



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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09/431,737 11/01/99 WHITEHEAD

0222/1202

CANTOR COLBURN LLP  
88 DAY HILL ROAD  
WINDSOR CT 06095

NOT ASSIGNED

2771

DATE MAILED:

12/02/99

NOTICE TO FILE MISSING PARTS OF APPLICATION

*Filing Date Granted*

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☒ non-small entity is \$ 890.

- ☒ 1. The statutory basic filing fee is:

☒ missing.  
☐ insufficient.

Applicant must submit \$ 700 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

- ☐ 2. The following additional claims fees are due:

\$ \_\_\_\_\_ for \_\_\_\_\_ total claims over 20.

\$ \_\_\_\_\_ for \_\_\_\_\_ independent claims over 3.

\$ \_\_\_\_\_ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

- ☒ 3. The oath or declaration:

☒ is missing or unsigned.

☒ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

- ☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

- ☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

- ☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

- ☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

- ☐ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

- ☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

**A copy of this notice MUST be returned with the reply.**

Customer Service Center

Best Available Copy

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JUL 11 2000



#3

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Whitehead et al. )  
 ) Group Art Unit: 2772  
Serial No.: 09/431,737 )  
 ) Before the Examiner: (not yet assigned)  
Filed: 11/01/99 )  
 )  
For: MAN MACHINE INTERFACE )  
FOR POWER MANAGEMENT )  
CONTROL SYSTEMS )

**SUBMISSION OF DECLARATION IN ACCORDANCE WITH  
37 CFR 1.63(d) AND PETITION ACCORDING TO 37 CFR 1.47(a)**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

This application is a continuation of parent application 08/628,533, filed April 3, 1996. There is no new matter in the specification, drawings or claims. Furthermore, the inventorship in the present application is identical with the parent. This application therefore meets the requirements of Rule 63(d) for submission of a copy of the original declaration in lieu of a new declaration.

Accordingly, attached hereto is a copy of the original declaration submitted with application 08/628,533.

This submission in accordance with Rule 63(d) is made in good faith. Applicants' attorneys are working very hard to submit a petition to revive the unintentionally abandoned parent application, which will make the parent application pending at the time this application was filed.

Should this not be a sufficient response to the Notice of Missing Parts, please refer to the accompanying petition under Rule 47(a).


This paper is also accompanied by a petition to extend 4-months and fee under 37 CFR 1.17(e)(5) to bring the response date to June 2, 2000.

However, in the event the Commissioner of Patents deems that any additional fee is required under 37 CFR §§1.16 and 1.17 in connection with this application, Applicants' attorneys authorize that such fee be charged to Deposit Account No. 06-1130. Please direct any inquiries to the undersigned.

Respectfully submitted,

**WHITEHEAD et al.**

CANTOR COLBURN LLP  
Applicant's Attorneys

By:   
Leonard Heyman  
Registration No. 40,418

Date: June 2, 2000  
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